



General Assembly

Amendment

February Session, 2010

LCO No. 2969

SB0035502969SD0

Offered by:

SEN. WILLIAMS, 29th Dist.

SEN. LOONEY, 11th Dist.

To: Senate Bill No. 355

File No. 78

Cal. No. 73

**"AN ACT CONCERNING CAPITAL IMPROVEMENTS REQUIRED
BY THE DEPARTMENT OF DEVELOPMENTAL SERVICES."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (*Effective from passage*) The amounts appropriated to the
4 following agencies in section 1 of public act 09-3 of the June special
5 session, as amended by section 1 of public act 09-7 of the September
6 special session, are reduced by the following amounts for the fiscal
7 year ending June 30, 2010:

T1	GENERAL FUND	
T2		2009-2010
T3		\$
T4	ASIAN PACIFIC AMERICAN AFFAIRS	
T5	COMMISSION	
T6	Equipment	950
T7		
T8	GOVERNOR'S OFFICE	

T9	Equipment	90
T10		
T11	SECRETARY OF THE STATE	
T12	Equipment	95
T13		
T14	LIEUTENANT GOVERNOR'S OFFICE	
T15	Equipment	95
T16		
T17	ELECTIONS ENFORCEMENT COMMISSION	
T18	Equipment	1,249
T19	Citizens' Election Fund Administration Account	150,000
T20		
T21	OFFICE OF STATE ETHICS	
T22	Personal Services	8,000
T23	Equipment	825
T24	Information Technology Initiatives	2,500
T25		
T26	FREEDOM OF INFORMATION COMMISSION	
T27	Equipment	2,240
T28		
T29	CONTRACTING STANDARDS BOARD	
T30	Equipment	95
T31		
T32	STATE TREASURER	
T33	Equipment	95
T34		
T35	STATE COMPTROLLER	
T36	Equipment	95
T37		
T38	OFFICE OF POLICY AND MANAGEMENT	
T39	Equipment	95
T40	Neighborhood Youth Centers	1,139,391
T41	Regional Planning Agencies	149,900
T42		
T43	DEPARTMENT OF VETERANS' AFFAIRS	
T44	Equipment	95
T45		
T46	OFFICE OF WORKFORCE COMPETITIVENESS	
T47	Spanish-American Merchants Association	98,654

T48		
T49	BOARD OF ACCOUNTANCY	
T50	Equipment	6,728
T51		
T52	DEPARTMENT OF ADMINISTRATIVE	
T53	SERVICES	
T54	Equipment	285
T55		
T56	DEPARTMENT OF INFORMATION	
T57	TECHNOLOGY	
T58	Equipment	95
T59		
T60	DEPARTMENT OF PUBLIC WORKS	
T61	Equipment	95
T62		
T63	ATTORNEY GENERAL	
T64	Equipment	95
T65		
T66	DEPARTMENT OF PUBLIC SAFETY	
T67	Equipment	95
T68		
T69	POLICE OFFICER STANDARDS AND	
T70	TRAINING COUNCIL	
T71	Equipment	95
T72		
T73	BOARD OF FIREARMS PERMIT EXAMINERS	
T74	Equipment	95
T75		
T76	MILITARY DEPARTMENT	
T77	Equipment	95
T78		
T79	COMMISSION ON FIRE PREVENTION AND	
T80	CONTROL	
T81	Equipment	95
T82		
T83	DEPARTMENT OF CONSUMER PROTECTION	
T84	Equipment	95
T85		
T86	LABOR DEPARTMENT	

T87	Equipment	95
T88		
T89	OFFICE OF PROTECTION AND ADVOCACY	
T90	FOR PERSONS WITH DISABILITIES	
T91	Equipment	95
T92		
T93	OFFICE OF THE CHILD ADVOCATE	
T94	Personal Services	47,500
T95	Equipment	95
T96		
T97	DEPARTMENT OF EMERGENCY	
T98	MANAGEMENT AND HOMELAND SECURITY	
T99	Equipment	95
T100		
T101	DEPARTMENT OF AGRICULTURE	
T102	Equipment	95
T103		
T104	DEPARTMENT OF ENVIRONMENTAL	
T105	PROTECTION	
T106	Equipment	95
T107	Underground Storage Tank Account	1,500,000
T108		
T109	COUNCIL ON ENVIRONMENTAL QUALITY	
T110	Equipment	95
T111		
T112	COMMISSION ON HUMAN RIGHTS AND	
T113	OPPORTUNITIES	
T114	Equipment	95
T115		
T116	COMMISSION ON CULTURE AND TOURISM	
T117	Equipment	95
T118	Connecticut Association for the Performing Arts/ Shubert Theater	135,375
T119	Hartford Urban Arts Grant	135,375
T120	New Britain Arts Alliance	27,075
T121	Ivoryton Playhouse	15,834
T122	Discovery Museum	135,375
T123	National Theatre for the Deaf	54,150
T124	Culture, Tourism, and Arts Grant	496,323

T126	CT Trust for Historic Preservation	75,209
T127	Greater Hartford Arts Council	33,843
T128	Stamford Center for the Arts	135,375
T129	Stepping Stone Child Museum	15,834
T130	Maritime Center Authority	190,000
T131	Basic Cultural Resources Grant	357,582
T132	Connecticut Humanities Council	752,084
T133	Amistad Committee for the Freedom Trail	15,834
T134	Amistad Vessel	135,375
T135	New Haven Festival of Arts and Ideas	285,000
T136	New Haven Arts Council	33,843
T137	Palace Theater	135,375
T138	Beardsley Zoo	126,666
T139	Mystic Aquarium	221,666
T140	Twain/Stowe Homes	34,200
T141		
T142	DEPARTMENT OF ECONOMIC AND	
T143	COMMUNITY DEVELOPMENT	
T144	Equipment	95
T145	Main Street Initiatives	151,711
T146	CCAT-CT Manufacturing Supply Chain	380,000
T147		
T148	AGRICULTURAL EXPERIMENT STATION	
T149	Equipment	95
T150		
T151	DEPARTMENT OF PUBLIC HEALTH	
T152	Equipment	190
T153	School Based Health Clinics	1,044,064
T154		
T155	DEPARTMENT OF DEVELOPMENTAL	
T156	SERVICES	
T157	Equipment	95
T158		
T159	DEPARTMENT OF MENTAL HEALTH AND	
T160	ADDICTION SERVICES	
T161	Equipment	95
T162		
T163	DEPARTMENT OF SOCIAL SERVICES	
T164	Equipment	95

T165	Children's Health Council	47,999
T166	HUSKY Outreach	176,613
T167	Day Care Projects	119,705
T168	Children's Trust Fund	1,417,500
T169	Charter Oak Health Plan	1,680,000
T170	Healthy Start	372,555
T171	Human Resource Development-Hispanic	
T172	Programs	260,091
T173	Services to the Elderly	650,000
T174	Transportation for Employment Independence	
T175	Program	830,403
T176	Services for Persons With Disabilities	173,825
T177	Nutrition Assistance	111,915
T178	Housing/Homeless Services	2,649,405
T179	Employment Opportunities	307,844
T180	Human Resource Development	9,645
T181	Independent Living Centers	110,000
T182	DSH-Urban Hospitals in Distressed Municipalities	3,150,000
T183	Connecticut Children's Medical Center	1,102,000
T184	Community Services	1,216,001
T185	Human Service Infrastructure Community Action	
T186	Program	999,699
T187	Teen Pregnancy Prevention	456,846
T188	Human Resource Development	7,758
T189	Human Resource Development-Hispanic	
T190	Programs	1,475
T191	Teen Pregnancy Prevention	217,581
T192	Housing/Homeless Services	171,647
T193	Community Services	29,089
T194		
T195	DEPARTMENT OF EDUCATION	
T196	Personal Services	400,000
T197	Equipment	95
T198	Connecticut Pre-Engineering Program	15,000
T199	Community Plans For Early Childhood	427,500
T200	Improving Early Literacy	142,500
T201	Charter Schools	70,000
T202		
T203	BOARD OF EDUCATION AND SERVICES FOR	

T204	THE BLIND	
T205	Equipment	95
T206		
T207	COMMISSION ON THE DEAF AND HEARING	
T208	IMPAIRED	
T209	Equipment	95
T210		
T211	STATE LIBRARY	
T212	Equipment	95
T213	Computer Access	132,440
T214		
T215	DEPARTMENT OF HIGHER EDUCATION	
T216	Equipment	48
T217	Education and Health Initiatives	235,125
T218	CommPACT Schools	320,625
T219	Americorps	175,000
T220	Washington Center	1,187
T221		
T222	TEACHERS' RETIREMENT BOARD	
T223	Equipment	95
T224		
T225	DEPARTMENT OF CORRECTION	
T226	Equipment	95
T227		
T228	DEPARTMENT OF CHILDREN AND FAMILIES	
T229	Equipment	95
T230	Community Emergency Services	14,116
T231	Support for Recovering Families	22,341
T232	Neighborhood Center	43,500
T233		
T234	DEBT SERVICE - STATE TREASURER	
T235	Debt Service	1,000,000
T236		
T237	STATE COMPTROLLER - MISCELLANEOUS	
T238	OTHER THAN PAYMENTS TO LOCAL	
T239	GOVERNMENTS	
T240	Interstate Environmental Commission	19,513
T241		
T242	JUDICIAL REVIEW COUNCIL	

T243 Equipment 95

8 Sec. 2. (*Effective from passage*) (a) The sum of \$5,000,000 shall be
9 transferred from the Tobacco and Health Trust Fund and credited to
10 the resources of the General Fund for the fiscal year ending June 30,
11 2010.

12 (b) The sum of \$6,000,000 shall be transferred from the Biomedical
13 Research Trust Fund and credited to the resources of the General Fund
14 for the fiscal year ending June 30, 2010.

15 (c) Notwithstanding section 9-701 of the general statutes, the sum of
16 \$12,000,000 shall be transferred from the Citizens' Election Fund and
17 credited to the resources of the General Fund for the fiscal year ending
18 June 30, 2010.

19 (d) Notwithstanding section 16-331cc of the general statutes, the
20 sum of \$2,300,000 shall be transferred from the public, educational and
21 governmental programming and education technology investment
22 account and credited to the resources of the General Fund for the fiscal
23 year ending June 30, 2010.

24 (e) Notwithstanding section 19a-32e of the general statutes, the sum
25 of \$5,000,000 shall be transferred from the Stem Cell Research Fund
26 and credited to the resources of the General Fund for the fiscal year
27 ending June 30, 2010.

28 (f) Notwithstanding the provisions of section 14-164m of the general
29 statutes, the sum of \$1,000,000 shall be transferred from the Emissions
30 Enterprise Fund and credited to the resources of the General Fund for
31 the fiscal year ending June 30, 2009.

32 (g) Notwithstanding any provision of the general statutes, after
33 completion of any transfers of funds required under public act 09-3 of
34 the June special session, any balance remaining in any account within
35 the Environmental Conservation Fund, the Environmental Quality
36 Fund or the Clean Air Account shall be transferred from said funds

37 and account and shall be credited to the resources of the General Fund
38 for the fiscal year ending June 30, 2010.

39 (h) Notwithstanding the provisions of section 4-66aa of the general
40 statutes, from the effective date of this section until July 1, 2010, the
41 funds in the community investment account, established pursuant to
42 section 4-66aa of the general statutes, shall be distributed as follows:
43 (1) \$5,000,000 to the resources of the General Fund; and (2) the
44 remainder pursuant to subsection (b) of said section 4-66aa.

45 (i) Any balance remaining in the Federal Emergency Management
46 Agency (FEMA) Administration Account administered by the Office of
47 Policy and Management shall be transferred and credited to the
48 resources of the General Fund for the fiscal year ending June 30, 2010.

49 Sec. 3. (*Effective from passage*) The amount appropriated in section 5
50 of public act 08-1 of the August 24 special session, as amended by
51 section 3 of public act 09-2 of the June special session, section 31 of
52 public act 09-3 of the June special session and section 82 of public act
53 09-5 of the September special session, for Operation Fuel at two
54 hundred per cent of Federal Poverty Level is reduced by \$1,000,000.

55 Sec. 4. Section 25 of public act 09-3 of the June special session, as
56 amended by section 57 of public act 09-6 of the September special
57 session, is amended to read as follows (*Effective from passage*):

58 (a) Up to ~~[\$500,000]~~ \$225,000 appropriated to the Department of
59 Higher Education in section 1 of public act 09-3 of the June special
60 session, as amended by section 1 of public act 09-7 of the September
61 special session, for Connecticut Independent College Student Grant,
62 and set aside pursuant to subsection (c) of this section, shall be
63 transferred to Opportunities for Veterinary Medicine, and such funds
64 shall be available for such purpose during the fiscal year ending June
65 30, 2010.

66 (b) Up to \$500,000 appropriated to the Department of Higher
67 Education in section ~~[(11)]~~ 11 of public act 09-3 of the June special

68 session, as amended by section 3 of public act 09-7 of the September
69 special session, for Connecticut Independent College Student Grant,
70 and set aside pursuant to subsection (c) of this section, shall be
71 transferred to Opportunities for Veterinary Medicine, and such funds
72 shall be available for such purpose during the fiscal year ending June
73 30, 2011.

74 (c) Notwithstanding the provisions of section 10a-40, for the fiscal
75 years ending June 30, 2010, and June 30, 2011, the Department of
76 Higher Education shall compute funding based on the unreduced
77 appropriation and reduce the computed funding amount by \$500,000
78 for an independent college or university that returned a minimum of
79 \$500,000 of its funding for fiscal year 2009 during said fiscal year.

80 Sec. 5. (*Effective from passage*) Notwithstanding section 32-356 of the
81 general statutes, the sum of \$850,000 shall be transferred from the
82 small business incubator account, and shall be transferred and credited
83 to the resources of the General Fund for the fiscal year ending June 30,
84 2010.

85 Sec. 6. (*Effective from passage*) (a) The sum of \$380,000 appropriated
86 to the Department of Economic and Community Development in
87 subsection (a) of section 21 of public act 07-1, and carried forward in
88 subsection (b) of said section and section 506 of public act 09-3 of the
89 June special session, for Home CT, for the purpose of the housing
90 incentive zone program, established under the provisions of section 8-
91 13m to 8-13x, inclusive, of the general statutes, shall not be expended
92 and shall be transferred to the resources of the General Fund for the
93 fiscal year ending June 30, 2010.

94 (b) The sum of \$1,397,602 held by the Office of Policy and
95 Management in an account for purposes of administering and funding
96 the housing incentive zone program, established under the provisions
97 of sections 8-13m to 8-13x, inclusive, of the general statutes, shall not
98 be expended and shall be transferred to the resources of the General
99 Fund for the fiscal year ending June 30, 2010.

100 Sec. 7. (*Effective from passage*) The amount appropriated in subsection
101 (a) of section 2 of public act 09-2 of the June 19 special session to
102 Teachers' Retirement Board, for Retirees Health Service Cost, and
103 carried forward by subsection (b) of said section, shall be reduced by
104 \$179,228.

105 Sec. 8. Section 20 of public act 09-7 of the September special session
106 is repealed and the following is substituted in lieu thereof (*Effective*
107 *from passage*):

108 (a) (1) Up to \$264,000 of the funds appropriated to the Department
109 of Social Services in [sections 1 and] section 11 of public act 09-3 of the
110 June special session, for Housing/Homeless Services, shall be made
111 available to provide rental assistance and services for Round 3
112 development projects for the Next Steps Initiative, established
113 pursuant to section 17a-485c of the general statutes, during the fiscal
114 [years ending June 30, 2010, and] year ending June 30, 2011.

115 [(2) Up to \$510,000 of the funds appropriated to the Department of
116 Mental Health and Addiction Services in section 1 of public act 09-3 of
117 the June special session, for Housing Supports and Services, shall be
118 made available to provide rental assistance and services for Round 3
119 development projects for the Next Steps Initiative, established
120 pursuant to section 17a-485c of the general statutes, during the fiscal
121 year ending June 30, 2010.]

122 [(3)] (2) Up to \$1,000,000 of the funds appropriated to the
123 Department of Mental Health and Addiction Services in section 11 of
124 public act 09-3 of the June special session, for Housing Supports and
125 Services, shall be made available to provide rental assistance and
126 services for Round 3 development projects for the Next Steps Initiative,
127 established pursuant to section 17a-485c of the general statutes, during
128 the fiscal year ending June 30, 2011.

129 [(4) Any funds made available in subdivisions (1), (2) and (3) of this
130 subsection that are not used to provide rental assistance and services
131 for Round 3 development projects for the Next Steps Initiative,

132 established pursuant to section 17a-485c of the general statutes, shall
133 be used for other rental assistance and services for new scattered site
134 supportive housing.]

135 [(b)] (3) Up to \$1,000,000 of the funds appropriated to Debt Service -
136 State Treasurer in [sections 1 and] section 11 of public act 09-3 of the
137 June special session, for Debt Service, shall be made available to
138 provide debt service, in accordance with section 17a-485e of the
139 general statutes, for Round 3 development projects for the Next Steps
140 Initiative, established pursuant to section 17a-485c of the general
141 statutes, for the fiscal [years ending June 30, 2010, and] year ending
142 June 30, 2011.

143 Sec. 9. Subsection (a) of section 17b-295 of the general statutes is
144 repealed and the following is substituted in lieu thereof (*Effective from*
145 *passage*):

146 (a) The commissioner shall impose cost-sharing requirements,
147 including the payment of a premium or copayment, in connection with
148 services provided under the HUSKY Plan, Part B, to the extent
149 permitted by federal law. [, and] Copayments under the HUSKY Plan,
150 Part B, shall be the same as those in effect for active state employees
151 enrolled in a point-of-enrollment health care plan, provided the
152 family's annual combined premiums and copayments do not exceed
153 the maximum annual aggregate cost-sharing requirement. The cost-
154 sharing requirements imposed by the commissioner shall be in
155 accordance with the following limitations:

156 (1) The commissioner may increase the maximum annual aggregate
157 cost-sharing requirements, provided such cost-sharing requirements
158 shall not exceed five per cent of the family's gross annual income. The
159 commissioner may impose a premium requirement on families whose
160 income exceeds two hundred thirty-five per cent of the federal poverty
161 level as a component of the family's cost-sharing responsibility,
162 provided: (A) The family's annual combined premiums and
163 copayments do not exceed the maximum annual aggregate cost-

164 sharing requirement, and (B) premium requirements shall not exceed
165 the sum of thirty dollars per month per child, with a maximum
166 premium of fifty dollars per month per family. The commissioner shall
167 not impose a premium requirement on families whose income exceeds
168 one hundred eighty-five per cent of the federal poverty level but does
169 not exceed two hundred thirty-five per cent of the federal poverty
170 level; and

171 (2) The commissioner shall require each managed care plan to
172 monitor copayments and premiums under the provisions of
173 subdivision (1) of this subsection.

174 Sec. 10. Section 17b-197 of the general statutes is repealed and the
175 following is substituted in lieu thereof (*Effective from passage*):

176 [(a)] If a recipient of state-administered general assistance or person
177 receiving aid under both the Social Security Disability Income Program
178 and the state supplement to the federal Supplemental Security Income
179 Program has been denied aid under the federal Supplemental Security
180 Income Program, or has been notified by the Social Security
181 Administration that his benefits under such program will be
182 terminated, the Commissioner of Social Services shall advise the
183 recipient [as to his right] of the recipient's right to appeal and the
184 availability of local legal counsel. The attorney chosen by the recipient
185 shall be reimbursed [by the state for his reasonable fees, on a
186 contingency basis, limited to the amount approved by the Department
187 of Social Services,] pursuant to the provisions of 42 USC 406 and
188 limited to the amount approved by the Social Security Administration
189 [when such approval is required by federal regulations for such
190 appeals] under said provisions. Such attorney's fees [shall not] may be
191 recoverable from such recipient or his estate. The full amount of any
192 interim assistance reimbursement received by the state shall be applied
193 to reduce any obligation owed to the town by such recipient.

194 [(b)] Those persons receiving aid under both the federal Social
195 Security Administration Disability Program and the state supplement

196 to the federal Supplemental Security Income Program, who have been
197 notified that their benefits under the federal program will be
198 terminated by the Social Security Administration, shall be eligible for
199 the payment of attorney's fees, on a contingency basis, incurred in
200 appealing such termination. The attorney chosen by the recipient shall
201 be reimbursed by the state for his reasonable fees, on a contingency
202 basis, limited to the amount approved by the Department of Social
203 Services and limited to the amount approved by the Social Security
204 Administration when such approval is required by federal regulations
205 for such appeals. Such attorney's fees shall not be recoverable from
206 such recipient or his estate.]

207 Sec. 11. Subsection (d) of section 17b-266 of the 2010 supplement to
208 the general statutes is repealed and the following is substituted in lieu
209 thereof (*Effective from passage*):

210 (d) The commissioner shall pay all capitation claims which would
211 otherwise be reimbursed to the health plans described in subsection (b)
212 of this section in [June, 2011] April, 2010, no later than [July 31, 2011]
213 May 31, 2010. Each subsequent payment made by the commissioner to
214 such health plans for capitation claims due shall be made in the second
215 month following the month to which the capitation applies.

216 Sec. 12. Subsection (f) of section 17b-274d of the 2010 supplement to
217 the general statutes is repealed and the following is substituted in lieu
218 thereof (*Effective from passage*):

219 (f) Nonpreferred drugs in the classes of drugs included on the
220 preferred drug lists shall be subject to prior authorization. [Prior
221 authorization is not required for any mental-health-related drug that
222 has been filled or refilled, in any dosage, at least one time in the one-
223 year period prior to the date the individual presents a prescription for
224 the drug at a pharmacy. If prior authorization is granted for a drug not
225 included on a preferred drug list, the authorization shall be valid for
226 one year from the date the prescription is first filled.] Antiretroviral
227 classes of drugs shall not be included on the preferred drug lists.

228 Sec. 13. (NEW) (*Effective May 1, 2010*) The Commissioner of Social
229 Services shall, to the extent permitted by federal law, impose cost-
230 sharing requirements on Medicaid recipients, except that copayments
231 shall not be imposed for the following services: (1) Inpatient
232 hospitalization; (2) hospital emergency; (3) home health care; (4) those
233 provided under a home and community-based waiver; (5) laboratory;
234 (6) emergency ambulance; and (7) nonemergency medical
235 transportation. The aggregate cost-sharing requirements for
236 prescription drugs shall not exceed twenty dollars per month.

237 Sec. 14. Subsection (a) of section 17b-295 of the general statutes is
238 repealed and the following is substituted in lieu thereof (*Effective from*
239 *passage*):

240 (a) The commissioner shall impose cost-sharing requirements,
241 including the payment of a premium or copayment, in connection with
242 services provided under the HUSKY Plan, Part B, to the extent
243 permitted by federal law, and in accordance with the following
244 limitations:

245 (1) The commissioner may increase the maximum annual aggregate
246 cost-sharing requirements, provided such cost-sharing requirements
247 shall not exceed five per cent of the family's gross annual income. The
248 commissioner may impose a premium requirement on families whose
249 income exceeds one hundred eighty-five per cent of the federal
250 poverty level but does not exceed two hundred thirty-five per cent of
251 the federal poverty level as a component of the family's cost-sharing
252 responsibility, provided: (A) The family's annual combined premiums
253 and copayments do not exceed the maximum annual aggregate cost-
254 sharing requirement, and (B) premium requirements shall not exceed
255 the sum of twenty-five dollars per month for families with one child,
256 with a maximum premium of thirty dollars per month per family. The
257 commissioner may impose a premium requirement on families whose
258 income exceeds two hundred thirty-five per cent of the federal poverty
259 level as a component of the family's cost-sharing responsibility,
260 provided: (A) The family's annual combined premiums and

261 copayments do not exceed the maximum annual aggregate cost-
262 sharing requirement, and (B) premium requirements shall not exceed
263 the sum of [thirty] fifty dollars per month [per] for families with one
264 child, with a maximum premium of [fifty] seventy-five dollars per
265 month per family; [. The commissioner shall not impose a premium
266 requirement on families whose income exceeds one hundred eighty-
267 five per cent of the federal poverty level but does not exceed two
268 hundred thirty-five per cent of the federal poverty level;] and

269 (2) The commissioner shall require each managed care plan to
270 monitor copayments and premiums under the provisions of
271 subdivision (1) of this subsection.

272 Sec. 15. Subsection (c) of section 17b-311 of the general statutes is
273 repealed and the following is substituted in lieu thereof (*Effective from*
274 *passage*):

275 (c) (1) The Commissioner of Social Services shall provide premium
276 assistance to eligible state residents whose gross annual income does
277 not exceed three hundred per cent of the federal poverty level. Such
278 premium assistance shall be limited to: [(1)] (A) One hundred seventy-
279 five dollars per month for individuals whose gross annual income is
280 below one hundred fifty per cent of the federal poverty level; [(2)] (B)
281 one hundred fifty dollars per month for individuals whose gross
282 annual income is at or above one hundred fifty per cent of the federal
283 poverty level but not more than one hundred eighty-five per cent of
284 the federal poverty level; [(3)] (C) seventy-five dollars per month for
285 individuals whose gross annual income is above one hundred eighty-
286 five per cent of the federal poverty level but not more than two
287 hundred thirty-five per cent of the federal poverty level; and [(4)] (D)
288 fifty dollars per month for individuals whose gross annual income is
289 above two hundred thirty-five per cent of the federal poverty level but
290 not more than three hundred per cent of the federal poverty level.
291 Individuals insured under the Charter Oak Health Plan shall pay their
292 share of payment for coverage in the plan directly to the insurer.

293 (2) Notwithstanding the provisions of this subsection, for the fiscal
294 years ending June 30, 2010, and June 30, 2011, the Commissioner of
295 Social Services shall only provide premium assistance to state residents
296 who are eligible for such assistance and who are enrolled in the
297 Charter Oak Health Plan on March 31, 2010.

298 Sec. 16. (NEW) (*Effective from passage*) A provider enrolled in any
299 medical assistance program administered by the Department of Social
300 Services, when billing the department for any good or service, shall bill
301 the department the lowest amount accepted from any member of the
302 general public for a similar good or service.

303 Sec. 17. Subsection (g) of section 17b-340 of the 2010 supplement to
304 the general statutes is repealed and the following is substituted in lieu
305 thereof (*Effective from passage*):

306 (g) For the fiscal year ending June 30, 1993, any intermediate care
307 facility for the mentally retarded with an operating cost component of
308 its rate in excess of one hundred forty per cent of the median of
309 operating cost components of rates in effect January 1, 1992, shall not
310 receive an operating cost component increase. For the fiscal year
311 ending June 30, 1993, any intermediate care facility for the mentally
312 retarded with an operating cost component of its rate that is less than
313 one hundred forty per cent of the median of operating cost
314 components of rates in effect January 1, 1992, shall have an allowance
315 for real wage growth equal to thirty per cent of the increase
316 determined in accordance with subsection (q) of section 17-311-52 of
317 the regulations of Connecticut state agencies, provided such operating
318 cost component shall not exceed one hundred forty per cent of the
319 median of operating cost components in effect January 1, 1992. Any
320 facility with real property other than land placed in service prior to
321 October 1, 1991, shall, for the fiscal year ending June 30, 1995, receive a
322 rate of return on real property equal to the average of the rates of
323 return applied to real property other than land placed in service for the
324 five years preceding October 1, 1993. For the fiscal year ending June 30,
325 1996, and any succeeding fiscal year, the rate of return on real property

326 for property items shall be revised every five years. The commissioner
327 shall, upon submission of a request, allow actual debt service,
328 comprised of principal and interest, in excess of property costs allowed
329 pursuant to section 17-311-52 of the regulations of Connecticut state
330 agencies, provided such debt service terms and amounts are
331 reasonable in relation to the useful life and the base value of the
332 property. For the fiscal year ending June 30, 1995, and any succeeding
333 fiscal year, the inflation adjustment made in accordance with
334 subsection (p) of section 17-311-52 of the regulations of Connecticut
335 state agencies shall not be applied to real property costs. For the fiscal
336 year ending June 30, 1996, and any succeeding fiscal year, the
337 allowance for real wage growth, as determined in accordance with
338 subsection (q) of section 17-311-52 of the regulations of Connecticut
339 state agencies, shall not be applied. For the fiscal year ending June 30,
340 1996, and any succeeding fiscal year, no rate shall exceed three
341 hundred seventy-five dollars per day unless the commissioner, in
342 consultation with the Commissioner of Developmental Services,
343 determines after a review of program and management costs, that a
344 rate in excess of this amount is necessary for care and treatment of
345 facility residents. For the fiscal year ending June 30, 2002, rate period,
346 the Commissioner of Social Services shall increase the inflation
347 adjustment for rates made in accordance with subsection (p) of section
348 17-311-52 of the regulations of Connecticut state agencies to update
349 allowable fiscal year 2000 costs to include a three and one-half per cent
350 inflation factor. For the fiscal year ending June 30, 2003, rate period, the
351 commissioner shall increase the inflation adjustment for rates made in
352 accordance with subsection (p) of section 17-311-52 of the regulations
353 of Connecticut state agencies to update allowable fiscal year 2001 costs
354 to include a one and one-half per cent inflation factor, except that such
355 increase shall be effective November 1, 2002, and such facility rate in
356 effect for the fiscal year ending June 30, 2002, shall be paid for services
357 provided until October 31, 2002, except any facility that would have
358 been issued a lower rate effective July 1, 2002, than for the fiscal year
359 ending June 30, 2002, due to interim rate status or agreement with the
360 department shall be issued such lower rate effective July 1, 2002, and

361 have such rate updated effective November 1, 2002, in accordance with
362 applicable statutes and regulations. For the fiscal year ending June 30,
363 2004, rates in effect for the period ending June 30, 2003, shall remain in
364 effect, except any facility that would have been issued a lower rate
365 effective July 1, 2003, than for the fiscal year ending June 30, 2003, due
366 to interim rate status or agreement with the department shall be issued
367 such lower rate effective July 1, 2003. For the fiscal year ending June
368 30, 2005, rates in effect for the period ending June 30, 2004, shall
369 remain in effect until September 30, 2004. Effective October 1, 2004,
370 each facility shall receive a rate that is five per cent greater than the
371 rate in effect September 30, 2004. Effective upon receipt of all the
372 necessary federal approvals to secure federal financial participation
373 matching funds associated with the rate increase provided in
374 subdivision (4) of subsection (f) of this section, but in no event earlier
375 than October 1, 2005, and provided the user fee imposed under section
376 17b-320 is required to be collected, each facility shall receive a rate that
377 is four per cent more than the rate the facility received in the prior
378 fiscal year, except any facility that would have been issued a lower rate
379 effective October 1, 2005, than for the fiscal year ending June 30, 2005,
380 due to interim rate status or agreement with the department, shall be
381 issued such lower rate effective October 1, 2005. Such rate increase
382 shall remain in effect unless: (A) The federal financial participation
383 matching funds associated with the rate increase are no longer
384 available; or (B) the user fee created pursuant to section 17b-320 is not
385 in effect. For the fiscal year ending June 30, 2007, rates in effect for the
386 period ending June 30, 2006, shall remain in effect until September 30,
387 2006, except any facility that would have been issued a lower rate
388 effective July 1, 2006, than for the fiscal year ending June 30, 2006, due
389 to interim rate status or agreement with the department, shall be
390 issued such lower rate effective July 1, 2006. Effective October 1, 2006,
391 no facility shall receive a rate that is more than three per cent greater
392 than the rate in effect for the facility on September 30, 2006, except any
393 facility that would have been issued a lower rate effective October 1,
394 2006, due to interim rate status or agreement with the department,
395 shall be issued such lower rate effective October 1, 2006. For the fiscal

396 year ending June 30, 2008, each facility shall receive a rate that is two
397 and nine-tenths per cent greater than the rate in effect for the period
398 ending June 30, 2007, except any facility that would have been issued a
399 lower rate effective July 1, 2007, than for the rate period ending June
400 30, 2007, due to interim rate status, or agreement with the department,
401 shall be issued such lower rate effective July 1, 2007. For the fiscal year
402 ending June 30, 2009, rates in effect for the period ending June 30, 2008,
403 shall remain in effect until June 30, 2009, except any facility that would
404 have been issued a lower rate for the fiscal year ending June 30, 2009,
405 due to interim rate status or agreement with the department, shall be
406 issued such lower rate. For the fiscal years ending June 30, 2010, and
407 June 30, 2011, rates in effect for the period ending June 30, 2009, shall
408 remain in effect until ~~[June 30, 2011]~~ March 31, 2010, except any facility
409 that would have been issued a lower rate for the ~~[fiscal year ending~~
410 ~~June 30, 2010, or the fiscal year ending June 30, 2011]~~ period ending
411 March 31, 2020, due to interim rate status or agreement with the
412 department, shall be issued such lower rate. For the period beginning
413 April 1, 2010, to June 30, 2011, inclusive, each facility shall receive a
414 rate that is two per cent lower than the rate in effect on March 31, 2010,
415 except that any facility that would have been issued a lower rate for
416 the period beginning April 1, 2010, to June 30, 2011, inclusive, due to
417 interim rate status or agreement with the department, shall be issued
418 such lower rate.

419 Sec. 18. Subsection (g) of section 17b-239 of the general statutes is
420 repealed and the following is substituted in lieu thereof (*Effective from*
421 *passage*):

422 (g) Effective June 1, 2001, the commissioner shall establish inpatient
423 hospital rates in accordance with the method specified in regulations
424 adopted pursuant to this section and applied for the rate period
425 beginning October 1, 2000, except that the commissioner shall update
426 each hospital's target amount per discharge to the actual allowable cost
427 per discharge based upon the 1999 cost report filing multiplied by
428 sixty-two and one-half per cent if such amount is higher than the target
429 amount per discharge for the rate period beginning October 1, 2000, as

430 adjusted for the ten per cent incentive identified in Section 4005 of
431 Public Law 101-508. If a hospital's rate is increased pursuant to this
432 subsection, the hospital shall not receive the ten per cent incentive
433 identified in Section 4005 of Public Law 101-508. For rate periods
434 beginning October 1, 2001, through September 30, 2006, the
435 commissioner shall not apply an annual adjustment factor to the target
436 amount per discharge. Effective April 1, 2005, the revised target
437 amount per discharge for each hospital with a target amount per
438 discharge less than three thousand seven hundred fifty dollars shall be
439 three thousand seven hundred fifty dollars. Effective October 1, 2007,
440 the commissioner, in consultation with the Secretary of the Office of
441 Policy and Management, shall establish, within available
442 appropriations, an increased target amount per discharge of not less
443 than four thousand two hundred fifty dollars for each hospital with a
444 target amount per discharge less than four thousand two hundred fifty
445 dollars for the rate period ending September 30, 2007, and the
446 commissioner may apply an annual adjustment factor to the target
447 amount per discharge for hospitals that are not increased as a result of
448 this adjustment. [Not later than October 1, 2008, the commissioner
449 shall submit a report to the joint standing committees of the General
450 Assembly having cognizance of matters relating to public health,
451 human services and appropriations and the budgets of state agencies
452 identifying any increased target amount per discharge established or
453 annual adjustment factor applied on or after October 1, 2006, and the
454 associated cost increase estimates related to such actions.] Effective
455 April 1, 2010, the commissioner shall establish a target amount per
456 discharge of not less than four thousand forty dollars for each hospital.

457 Sec. 19. (NEW) (*Effective May 1, 2010*) To the extent permitted by
458 federal law, no payment shall be provided for eyeglasses, contact
459 lenses or services provided by an optician under any medical
460 assistance program administered by the Department of Social Services.

461 Sec. 20. (NEW) (*Effective from passage*) The Commissioner of Social
462 Services shall only authorize payment for the mode of transportation
463 service that is medically necessary for a recipient of assistance under a

464 medical assistance program administered by the Department of Social
465 Services. Notwithstanding any provision of the general statutes or the
466 regulations of Connecticut state agencies, a recipient who requires
467 nonemergency transportation and who shall be transported in a prone
468 position but who does not require medical services during transport
469 may be transported in a stretcher van. The commissioner shall
470 establish rates for nonemergency transportation provided by a
471 stretcher van.

472 Sec. 21. (NEW) (*Effective from passage*) Notwithstanding any
473 provision of the general statutes or the regulations of Connecticut state
474 agencies, the Commissioner of Transportation shall adopt regulations,
475 in accordance with chapter 54 of the general statutes, to establish
476 oversight of stretcher vans as a livery service for which a permit is
477 required, provided certification issued by the Department of Public
478 Health to provide transportation on a stretcher shall be sufficient
479 qualification to be issued a stretcher van permit by the Commissioner
480 of Transportation.

481 Sec. 22. Subsection (a) of section 19a-180 of the 2010 supplement to
482 the general statutes is repealed and the following is substituted in lieu
483 thereof (*Effective from passage*):

484 (a) No person shall operate any ambulance service, rescue service or
485 management service [or otherwise transport in a motor vehicle a
486 patient on a stretcher] without either a license or a certificate issued by
487 the commissioner. No person shall operate a commercial ambulance
488 service or commercial rescue service or a management service without
489 a license issued by the commissioner. A certificate shall be issued to
490 any volunteer or municipal ambulance service which shows proof
491 satisfactory to the commissioner that it meets the minimum standards
492 of the commissioner in the areas of training, equipment and personnel.
493 No license or certificate shall be issued to any volunteer, municipal or
494 commercial ambulance service, rescue service or management service,
495 as defined in subdivision (19) of section 19a-175, as amended by this
496 act, unless it meets the requirements of subsection (e) of section 14-

497 100a. Applicants for a license shall use the forms prescribed by the
498 commissioner and shall submit such application to the commissioner
499 accompanied by an annual fee of two hundred dollars. In considering
500 requests for approval of permits for new or expanded emergency
501 medical services in any region, the commissioner shall consult with the
502 Office of Emergency Medical Services and the emergency medical
503 services council of such region and shall hold a public hearing to
504 determine the necessity for such services. Written notice of such
505 hearing shall be given to current providers in the geographic region
506 where such new or expanded services would be implemented,
507 provided, any volunteer ambulance service which elects not to levy
508 charges for services rendered under this chapter shall be exempt from
509 the provisions concerning requests for approval of permits for new or
510 expanded emergency medical services set forth in this subsection. A
511 primary service area responder that operates in the service area
512 identified in the application shall, upon request, be granted intervenor
513 status with opportunity for cross-examination. Each applicant for
514 licensure shall furnish proof of financial responsibility which the
515 commissioner deems sufficient to satisfy any claim. The commissioner
516 may adopt regulations, in accordance with the provisions of chapter
517 54, to establish satisfactory kinds of coverage and limits of insurance
518 for each applicant for either licensure or certification. Until such
519 regulations are adopted, the following shall be the required limits for
520 licensure: (1) For damages by reason of personal injury to, or the death
521 of, one person on account of any accident, at least five hundred
522 thousand dollars, and more than one person on account of any
523 accident, at least one million dollars, (2) for damage to property at least
524 fifty thousand dollars, and (3) for malpractice in the care of one
525 passenger at least two hundred fifty thousand dollars, and for more
526 than one passenger at least five hundred thousand dollars. In lieu of
527 the limits set forth in subdivisions (1) to (3), inclusive, of this
528 subsection, a single limit of liability shall be allowed as follows: (A) For
529 damages by reason of personal injury to, or death of, one or more
530 persons and damage to property, at least one million dollars; and (B)
531 for malpractice in the care of one or more passengers, at least five

532 hundred thousand dollars. A certificate of such proof shall be filed
533 with the commissioner. Upon determination by the commissioner that
534 an applicant is financially responsible, properly certified and otherwise
535 qualified to operate a commercial ambulance service, rescue service or
536 management service, the commissioner shall issue the appropriate
537 license effective for one year to such applicant. If the commissioner
538 determines that an applicant for either a certificate or license is not so
539 qualified, the commissioner shall notify such applicant of the denial of
540 the application with a statement of the reasons for such denial. Such
541 applicant shall have thirty days to request a hearing on the denial of
542 the application.

543 Sec. 23. Subdivision (11) of section 19a-175 of the 2010 supplement
544 to the general statutes is repealed and the following is substituted in
545 lieu thereof (*Effective from passage*):

546 (11) "Invalid coach" means a vehicle used exclusively for the
547 transportation of nonambulatory patients [, who are not confined to
548 stretchers,] to or from either a medical facility or the patient's home in
549 nonemergency situations or utilized in emergency situations as a
550 backup vehicle when insufficient emergency vehicles exist;

551 Sec. 24. Subsection (c) of section 17b-265d of the 2010 supplement to
552 the general statutes is repealed and the following is substituted in lieu
553 thereof (*Effective from passage*):

554 (c) A full benefit dually eligible Medicare Part D beneficiary shall be
555 responsible for any Medicare Part D prescription drug copayments
556 imposed pursuant to Public Law 108-173, the Medicare Prescription
557 Drug, Improvement, and Modernization Act of 2003, in amounts not to
558 exceed [~~fifteen~~] twenty dollars per month. The department shall be
559 responsible for payment, on behalf of such beneficiary, of any
560 Medicare Part D prescription drug copayments in any month in which
561 such copayment amounts exceed [~~fifteen~~] twenty dollars in the
562 aggregate.

563 Sec. 25. (NEW) (*Effective May 1, 2010*) Notwithstanding any

564 provision of the general statutes, on and after May 1, 2010, no payment
565 shall be made under a medical assistance program administered by the
566 Department of Social Services for an over-the-counter drug, except for
567 insulin and insulin syringes and as may be required by federal law.

568 Sec. 26. Subsection (b) of section 17b-192 of the 2010 supplement to
569 the general statutes is repealed and the following is substituted in lieu
570 thereof (*Effective April 1, 2010*):

571 (b) Each person eligible for state-administered general assistance
572 shall be entitled to receive medical care through a federally qualified
573 health center or other primary care provider as determined by the
574 commissioner. The Commissioner of Social Services shall determine
575 appropriate service areas and shall, in the commissioner's discretion,
576 contract with community health centers, other similar clinics, and
577 other primary care providers, if necessary, to assure access to primary
578 care services for recipients who live farther than a reasonable distance
579 from a federally qualified health center. The commissioner shall assign
580 and enroll eligible persons in federally qualified health centers and
581 with any other providers contracted for the program because of access
582 needs. Each person eligible for state-administered general assistance
583 shall be entitled to receive hospital services. Medical services under the
584 program shall be limited to the services provided by a federally
585 qualified health center, hospital, or other provider contracted for the
586 program at the commissioner's discretion because of access needs.
587 Dental coverage shall be limited to dental services for an emergency
588 condition. For purposes of this section, an emergency condition means
589 a dental condition manifesting itself by acute symptoms of sufficient
590 severity, including severe pain, such that a prudent layperson, who
591 possesses an average knowledge of health and medicine, could
592 reasonably expect the absence of immediate dental attention to result
593 in placing the health of the individual in serious jeopardy, cause
594 serious impairment to body functions or cause serious dysfunction of
595 any body organ or part. The commissioner shall ensure that ancillary
596 services and specialty services are provided by a federally qualified
597 health center, hospital, or other providers contracted for the program

598 at the commissioner's discretion. Ancillary services include, but are not
599 limited to, radiology, laboratory, and other diagnostic services not
600 available from a recipient's assigned primary care provider, and
601 durable medical equipment. Specialty services are services provided
602 by a physician with a specialty that are not included in ancillary
603 services. Ancillary or specialty services provided under the program
604 shall not exceed such services provided under the state-administered
605 general assistance program on July 1, 2003, except [for] (1)
606 nonemergency medical transportation, [and vision care services which
607 may be provided on a limited basis within available appropriations.
608 Notwithstanding any provision of this subsection, the commissioner
609 may provide, or require a contractor to provide,] which shall be
610 limited to transportation for radiation oncology, chemotherapy and
611 dialysis, and (2) home health services or skilled nursing facility
612 coverage for state-administered general assistance recipients being
613 discharged from a chronic disease hospital when the provision of such
614 services or coverage is determined to be cost effective by the
615 commissioner.

616 Sec. 27. (NEW) (*Effective from passage*) The Commissioner of Social
617 Services, to the extent permitted by federal law, shall amend the
618 Medicaid state plan to limit, on and after May 1, 2010, dental coverage
619 to medical assistance recipients twenty-one years of age and older to
620 dental services for an emergency condition. For the purposes of this
621 section, an emergency condition means a dental condition manifesting
622 itself by acute symptoms of sufficient severity, including severe pain,
623 such that a prudent layperson, who possesses an average knowledge
624 of health and medicine, could reasonably expect the absence of
625 immediate dental attention to result in placing the health of the
626 individual, or with respect to a pregnant woman, the health of the
627 woman or her unborn child, in serious jeopardy, cause serious
628 impairment to body functions or cause serious dysfunction of any
629 body organ or part.

630 Sec. 28. (NEW) (*Effective from passage*) (a) The terms "medically
631 necessary" and "medical necessity", as used by the Department of

632 Social Services to administer the department's medical assistance
633 program, mean those health services required to prevent, identify,
634 diagnose, treat, rehabilitate or ameliorate a health problem or its
635 effects, or to maintain health and functioning, provided such services
636 are: (1) Consistent with generally accepted standards of medical
637 practice; (2) clinically appropriate in terms of type, frequency, timing,
638 site and duration; (3) demonstrated through scientific evidence to be
639 safe and effective and the least costly among similarly effective
640 alternatives, where adequate scientific evidence exists; and (4) not
641 primarily for the convenience of the patient, physician or other health
642 care providers.

643 (b) Not later than April 1, 2010, the Department of Social Services
644 shall apply the definition of "medically necessary" and "medical
645 necessity" in subsection (a) of this section in administering the medical
646 assistance program. The department shall amend or repeal any
647 inconsistent definitions in the regulations of Connecticut state agencies
648 that are used in administering the department's medical assistance
649 program.

650 Sec. 29. Section 12-263b of the general statutes is repealed and the
651 following is substituted in lieu thereof (*Effective from passage*):

652 There is hereby imposed on the hospital gross earnings of each
653 hospital in this state a tax (1) at the rate of eleven per cent of its
654 hospital gross earnings in each taxable quarter for taxable quarters
655 commencing prior to October 1, 1996; (2) at the rate of nine and
656 one-fourth per cent of its hospital gross earnings in each taxable
657 quarter commencing on or after October 1, 1996, and prior to October
658 1, 1997; (3) at the rate of eight and one-fourth per cent of its hospital
659 gross earnings in each taxable quarter commencing on or after October
660 1, 1997, and prior to October 1, 1998; (4) at the rate of seven and
661 one-fourth per cent of its hospital gross earnings in each taxable
662 quarter commencing on or after October 1, 1998, and prior to October
663 1, 1999; [and] (5) at the rate of four and one-half per cent of its hospital
664 gross earnings in each taxable quarter commencing on or after October

665 1, 1999, and prior to April 1, 2000; and (6) at the rate of three and one-
666 fourth per cent of its hospital gross earnings in each taxable quarter for
667 taxable quarters commencing on or after July 1, 2010. [The hospital
668 gross earnings of each hospital in this state shall not be subject to the
669 provisions of this chapter with respect to calendar quarters
670 commencing on or after April 1, 2000.] Each hospital shall, on or before
671 the last day of January, April, July and October of each year, render to
672 the Commissioner of Revenue Services a return, on forms prescribed
673 or furnished by the Commissioner of Revenue Services and signed by
674 one of its principal officers, stating specifically the name and location
675 of such hospital, and the amounts of its hospital gross earnings, its net
676 revenue and its gross revenue for the calendar quarter ending the last
677 day of the preceding month. Payment shall be made with such return.

678 Sec. 30. (NEW) (*Effective from passage*) The Commissioner of Social
679 Services shall amend the Medicaid state plan to provide coverage for
680 the treatment of tuberculosis for any eligible person to the extent
681 permitted under federal law.

682 Sec. 31. (NEW) (*Effective from passage*) The Commissioner of Social
683 Services, pursuant to section 17b-10 of the general statutes, may
684 implement policies and procedures necessary to administer subsection
685 (b) of section 17b-192, of the general statutes, as amended by this act,
686 section 17b-197, subsection (g) of section 17b-239, subsection (c) of
687 section 17b-265d, subsection (d) of section 17b-266, subsection (f) of
688 section 17b-274d, subsection (a) of section 17b-295, subsection (c) of
689 section 17b-311, subsection (g) of section 17b-340, subdivision (11) of
690 section 19a-175, subsection (a) of section 19a-180, and sections 13, 16,
691 19, 20, 25, 27, 28 and 30 of this act, while in the process of adopting
692 such policies and procedures as regulation, provided the
693 commissioner prints notice of intent to adopt regulations in the
694 Connecticut Law Journal not later than twenty days after the date of
695 implementation. Policies and procedures implemented pursuant to
696 this section shall be valid until the time final regulations are adopted.

697 Sec. 32. (NEW) (*Effective from passage*) The state, through the

698 Commissioner of Administrative Services, may purchase equipment,
699 supplies, materials and services from a person who has a contract to
700 sell such property to other state governments, political subdivisions of
701 this state, nonprofit organizations or public purchasing consortia, in
702 accordance with the terms and conditions of said contract.

703 Sec. 33. Section 126 of public act 09-3 of the June special session, as
704 amended by section 41 of public act 09-8 of the September special
705 session, is repealed and the following is substituted in lieu thereof
706 (*Effective from passage*):

707 (a) For the fiscal year ending June 30, 2010, the Comptroller shall
708 transfer the sum of [eighty-one] seventy-one million two hundred
709 thousand dollars from the resources of the General Fund to the Special
710 Transportation Fund.

711 (b) For the fiscal years ending June 30, 2011, and June 30, 2012, the
712 Comptroller shall transfer the sum of one hundred twenty-six million
713 dollars from the resources of the General Fund to the Special
714 Transportation Fund.

715 (c) For the fiscal year ending June 30, 2013, and annually thereafter,
716 the Comptroller shall transfer the sum of one hundred seventy-two
717 million eight hundred thousand dollars from the resources of the
718 General Fund to the Special Transportation Fund.

719 Sec. 34. Subsection (l) of section 74 of public act 09-3 of the June
720 special session is repealed and the following is substituted in lieu
721 thereof (*Effective from passage*):

722 (l) (1) The sum of [~~\$3,000,000~~] \$8,000,000 shall be transferred from
723 The University of Connecticut operating reserve account and credited
724 to the resources of the General Fund for the fiscal year ending June 30,
725 2010.

726 (2) The sum of [~~\$5,000,000~~] \$15,000,000 shall be transferred from The
727 University of Connecticut operating reserve account and credited to

728 the resources of the General Fund for the fiscal year ending June 30,
729 2011.

730 Sec. 35. Section 73 of public act 09-3 of the June special session, as
731 amended by section 42 of public act 09-8 of the September special
732 session, is repealed and the following is substituted in lieu thereof
733 (*Effective from passage*):

734 (a) Notwithstanding the provisions of section 4-30a of the general
735 statutes, the State Treasurer shall, on the effective date of this section,
736 transfer the sum of [one billion thirty-nine million seven] one billion
737 two hundred fifty-eight million nine hundred thousand dollars from
738 the Budget Reserve Fund to the resources of the General Fund to be
739 used as revenue for the fiscal year ending June 30, 2010.

740 (b) Notwithstanding the provisions of section 4-30a of the general
741 statutes, the State Treasurer shall, on July 1, 2010, transfer the sum of
742 [three hundred forty-two million] one hundred twenty-two million
743 eight hundred thousand dollars from the Budget Reserve Fund to the
744 resources of the General Fund to be used as revenue for the fiscal year
745 ending June 30, 2011.

746 Sec. 36. Subsection (a) of section 5-142 of the general statutes is
747 repealed and the following is substituted in lieu thereof (*Effective from*
748 *passage*):

749 (a) If any member of the Division of State Police within the
750 Department of Public Safety or of any correctional institution, or any
751 institution or facility of the Department of Mental Health and
752 Addiction Services giving care and treatment to persons afflicted with
753 a mental disorder or disease, or any institution for the care and
754 treatment of persons afflicted with any mental defect, or any full-time
755 enforcement officer of the Department of Environmental Protection,
756 the Department of Motor Vehicles, the Department of Consumer
757 Protection who carries out the duties and responsibilities of sections
758 30-2 to 30-68m, inclusive, the Office of Adult Probation, the
759 Department of Public Works or the Board of Pardons and Paroles, any

760 probation officer for juveniles or any employee of any juvenile
761 detention home, any member of the police or fire security force of The
762 University of Connecticut, any member of the police or fire security
763 force of Bradley International Airport, any member of the Office of
764 State Capitol Police or any person appointed under section 29-18 as a
765 special policeman for the State Capitol building and grounds and the
766 Legislative Office Building and parking garage and related structures
767 and facilities and other areas under the supervision and control of the
768 Joint Committee on Legislative Management, the Chief State's
769 Attorney, the Chief Public Defender, the Deputy Chief State's
770 Attorney, the Deputy Chief Public Defender, any state's attorney, any
771 assistant state's attorney or deputy assistant state's attorney, any public
772 defender, assistant public defender or deputy assistant public
773 defender, any chief inspector or inspector appointed under section 51-
774 286 or any staff member or employee of the Division of Criminal
775 Justice or of the Division of Public Defender Services, or any Judicial
776 Department employee sustains any injury (1) while making an arrest
777 or in the actual performance of such police duties or guard duties or
778 fire duties or inspection duties, or prosecution or public defender or
779 courthouse duties, or while attending or restraining an inmate of any
780 such institution or as a result of being assaulted in the performance of
781 such person's duty, or while responding to an emergency or code at a
782 correctional institution, and (2) that is a direct result of the special
783 hazards inherent in such duties, the state shall pay all necessary
784 medical and hospital expenses resulting from such injury. If total
785 incapacity results from such injury, such person shall be removed from
786 the active payroll the first day of incapacity, exclusive of the day of
787 injury, and placed on an inactive payroll. Such person shall continue to
788 receive the full salary that such person was receiving at the time of
789 injury, [subject to all salary benefits of active employees, including
790 annual increments, and all salary adjustments, including salary
791 deductions, required in the case of active employees] including annual
792 increments, after such full salary has been reduced by an amount equal
793 to the deduction for federal or state taxes, or both, and for the Federal
794 Insurance Contribution Act, calculated pursuant to subsection (c) of

795 section 31-310, for a period of two hundred sixty weeks from the date
796 of the beginning of such incapacity. Thereafter, such person shall be
797 removed from the payroll and shall receive compensation at the rate of
798 fifty per cent of the salary that such person was receiving at the
799 expiration of said two hundred sixty weeks as long as such person
800 remains so disabled, except that any such person who is a member of
801 the Division of State Police within the Department of Public Safety
802 shall receive compensation at the rate of sixty-five per cent of such
803 salary as long as such person remains so disabled. Such benefits shall
804 be payable to a member of the Division of State Police after two
805 hundred sixty weeks of disability only if the member elects in writing
806 to receive such benefits in lieu of any benefits payable to the employee
807 under the state employees retirement system. In the event that such
808 disabled member of the Division of State Police elects the
809 compensation provided under this subsection, no benefits shall be
810 payable under chapter 568 or the state employees retirement system
811 until the former of the employee's death or recovery from such
812 disability. The provisions of section 31-293 shall apply to any such
813 payments, and the state of Connecticut is authorized to bring an action
814 or join in an action as provided by said section for reimbursement of
815 moneys paid and which it is obligated to pay under the terms of this
816 subsection. All other provisions of the workers' compensation law not
817 inconsistent with this subsection, including the specific indemnities
818 and provisions for hearing and appeal, shall be available to any such
819 state employee or the dependents of such a deceased employee. All
820 payments of compensation made to a state employee under this
821 subsection shall be charged to the appropriation provided for
822 compensation awards to state employees. On and after October 1,
823 1991, any full-time officer of the Department of Environmental
824 Protection, the Department of Motor Vehicles, the Department of
825 Consumer Protection who carries out the duties and responsibilities of
826 sections 30-2 to 30-68m, inclusive, the Office of Adult Probation, the
827 Department of Public Works or the Board of Pardons and Paroles, any
828 probation officer for juveniles or any employee of any juvenile
829 detention home, the Chief State's Attorney, the Chief Public Defender,

830 the Deputy Chief State's Attorney, the Deputy Chief Public Defender,
831 any state's attorney, assistant state's attorney or deputy assistant state's
832 attorney, any public defender, assistant public defender or deputy
833 assistant public defender, any chief inspector or inspector appointed
834 under section 51-286 or any staff member or employee of the Division
835 of Criminal Justice or the Division of Public Defender Services, or any
836 Judicial Department employee who sustains any injury in the course
837 and scope of such person's employment shall be paid compensation in
838 accordance with the provisions of section 5-143 and chapter 568,
839 except, if such injury is sustained as a result of being assaulted in the
840 performance of such person's duty, any such person shall be
841 compensated pursuant to the provisions of this subsection.

842 Sec. 37. Section 31-310 of the general statutes is amended by adding
843 subsection (c) as follows (*Effective from passage*):

844 (NEW) (c) Each August fifteenth, the chairman of the Workers'
845 Compensation Commission, in consultation with the advisory board,
846 shall publish a table of the full salaries after such salaries have been
847 reduced by an amount equal to the deduction for federal or state taxes,
848 or both, and for the Federal Insurance Contribution Act, to be effective
849 the following October first. Such table shall be conclusive for the
850 purpose of determining the full salary after such deductions under
851 section 5-142 of the general statutes.

852 Sec. 38. Section 12-263b of the general statutes is repealed and the
853 following is substituted in lieu thereof (*Effective from passage and*
854 *applicable to calendar quarters commencing on or after July 1, 2010*):

855 There is hereby imposed on the hospital gross earnings of each
856 hospital in this state a tax (1) at the rate of eleven per cent of its
857 hospital gross earnings in each taxable quarter for taxable quarters
858 commencing prior to October 1, 1996; (2) at the rate of nine and
859 one-fourth per cent of its hospital gross earnings in each taxable
860 quarter commencing on or after October 1, 1996, and prior to October
861 1, 1997; (3) at the rate of eight and one-fourth per cent of its hospital

862 gross earnings in each taxable quarter commencing on or after October
863 1, 1997, and prior to October 1, 1998; (4) at the rate of seven and
864 one-fourth per cent of its hospital gross earnings in each taxable
865 quarter commencing on or after October 1, 1998, and prior to October
866 1, 1999; [and] (5) at the rate of four and one-half per cent of its hospital
867 gross earnings in each taxable quarter commencing on or after October
868 1, 1999, and prior to April 1, 2000; and (6) at the rate of three and one-
869 fourth per cent of its hospital gross earnings in each taxable quarter for
870 taxable quarters commencing on or after July 1, 2010. [The hospital
871 gross earnings of each hospital in this state shall not be subject to the
872 provisions of this chapter with respect to calendar quarters
873 commencing on or after April 1, 2000.] Each hospital shall, on or before
874 the last day of January, April, July and October of each year, render to
875 the Commissioner of Revenue Services a return, on forms prescribed
876 or furnished by the Commissioner of Revenue Services and signed by
877 one of its principal officers, stating specifically the name and location
878 of such hospital, and the amounts of its hospital gross earnings, its net
879 revenue and its gross revenue for the calendar quarter ending the last
880 day of the preceding month. Payment shall be made with such return.

881 Sec. 39. (*Effective from passage*) Notwithstanding subsection (e) of
882 section 4-85 of the general statutes, the Governor may reduce allotment
883 requisitions or allotments in force concerning aid to municipalities for
884 the biennium beginning July 1, 2010, by an aggregate amount not to
885 exceed forty-five million dollars.

886 Sec. 40. Section 17b-273 of the general statutes is repealed. (*Effective*
887 *from passage*)

888 Sec. 41. Section 81 of public act 09-3 of the June special session and
889 section 77 of public act 09-5 of the September special session, section 49
890 of public act 09-6 of the September special session and section 107 of
891 public act 09-7 of the September special session are repealed. (*Effective*
892 *from passage*)"

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	New section
Sec. 4	<i>from passage</i>	PA 09-3 of the June Sp. Sess., Sec. 25
Sec. 5	<i>from passage</i>	New section
Sec. 6	<i>from passage</i>	New section
Sec. 7	<i>from passage</i>	New section
Sec. 8	<i>from passage</i>	PA 09-7 of the September Sp. Sess., Sec. 20
Sec. 9	<i>from passage</i>	17b-295(a)
Sec. 10	<i>from passage</i>	17b-197
Sec. 11	<i>from passage</i>	17b-266(d)
Sec. 12	<i>from passage</i>	17b-274d(f)
Sec. 13	<i>May 1, 2010</i>	New section
Sec. 14	<i>from passage</i>	17b-295(a)
Sec. 15	<i>from passage</i>	17b-311(c)
Sec. 16	<i>from passage</i>	New section
Sec. 17	<i>from passage</i>	17b-340(g)
Sec. 18	<i>from passage</i>	17b-239(g)
Sec. 19	<i>May 1, 2010</i>	New section
Sec. 20	<i>from passage</i>	New section
Sec. 21	<i>from passage</i>	New section
Sec. 22	<i>from passage</i>	19a-180(a)
Sec. 23	<i>from passage</i>	19a-175(11)
Sec. 24	<i>from passage</i>	17b-265d(c)
Sec. 25	<i>May 1, 2010</i>	New section
Sec. 26	<i>April 1, 2010</i>	17b-192(b)
Sec. 27	<i>from passage</i>	New section
Sec. 28	<i>from passage</i>	New section
Sec. 29	<i>from passage</i>	12-263b
Sec. 30	<i>from passage</i>	New section
Sec. 31	<i>from passage</i>	New section
Sec. 32	<i>from passage</i>	New section
Sec. 33	<i>from passage</i>	PA 09-3 of the June Sp. Sess., Sec. 126

Sec. 34	<i>from passage</i>	PA 09-3 of the June Sp. Sess., Sec. 74(1)
Sec. 35	<i>from passage</i>	PA 09-3 of the June Sp. Sess., Sec. 73
Sec. 36	<i>from passage</i>	5-142(a)
Sec. 37	<i>from passage</i>	31-310
Sec. 38	<i>from passage and applicable to calendar quarters commencing on or after July 1, 2010</i>	12-263b
Sec. 39	<i>from passage</i>	New section
Sec. 40	<i>from passage</i>	Repealer section
Sec. 41	<i>from passage</i>	Repealer section